UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF RHODE ISLAND

UNITED STATES OF AMERICA

Plaintiff,

v.

C.R. No. 04-121T

RICARDO MATOS A/K/A REINALDO VILLALOBOS-LOPEZ, MIGUEL ALBERTO ASMAR DIAZ, AND RICARDO RIOS

Defendant.

<u>ORDER</u>

Since the defendant's Motion to Resentence is inappropriate (see Fed R. Crim. P. 35), the motion is treated as a Motion for Reduction of Sentence pursuant to 28 U.S.C.§ 2255 and the government is directed to file a response no later than 20 days from the date of this Order.

IT IS SO ORDERED,

Ernest C. Torres, Chief Judge

Date: August 16, 2005

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